FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE.
CIVIL APPLICATION NO. 1240 OF 2006

IN

REVIEW PETITION (St.) NO. 8759 of 2005
IN

WRIT PETITION NO. 5874 OF 2002

Office Notes, Office Memorada orders or directions and Registrar's orders.	Court's or Judge's Orders.
	Shri R.K.Mendadkar for the petitioner. Shri C.R.Sonawane AGP for State.

CORAM; V.G.PALSHIKAR &
SMT. RANJANA DESAI, JJ.

DTAED: 25TH APRIL,2006.

P.C.

1. Heard Shri Mendadkar for the petitioner and Shri Sonawane for the Respondent.

2. For reasons mentioned in Civil Application, application is allowed. The delay is condoned. Civil Application accordingly disposed of.

In R.P.(St.)NO. 8759 of 2005

3. Heard. For reasons mentioned in the Review Petition, review petition is allowed. Petition is restored to file.

In W.P. NO. 5874 OF 2002

4. By consent of parties, the matter is taken up for hearing immediately today. The learned counsel for the petitioner contends that the committee erred in holding the petitioner as Scheduled Tribe belonging to Halba-Koshti category. Factually this is done by the committee after considering the entire evidence on record. The Learned AGP opposed the petition contending that the findings are properly recorded.

5. The para 3 of the order at page 30 clearly states that the petitioner belongs to Scheduled

Tribe. Whatever happens to the judgment in W.P. 2944/84 the finding that the petitioner belongs to Scheduled Tribe cannot be touched. Hence petition is disposed of.

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